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Notice of Allowability

Application No.

10/638,794

Examiner

Anabel M. Ton

Applicant(s)

WYATT, BRYAN

Art Unit

2875

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 10/18/05.
2. ☒ The allowed claim(s) is/are 5-8 and 16.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

Allowable Subject Matter

1. Claims 5-8 and 16 are allowed.
2. The following is an examiner's statement of reasons for allowance: The prior art cited of record does not teach the following:
 - Taylor (5,277,620) although teaching an electrical receptacle with a light permeable housing, the material of the housing being a transparent acrylic plastic which is mostly preferred and which may be molded to form a rectangular shape, a light source wholly embedded in the electrical receptacle housing, Taylor does not disclose the electrical receptacle face plate being transparent or translucent, so that when the light wholly embedded in the receptacle is illuminated, the light from the source is visible through the front face to the outside of the receptacle, in combination with means for detecting a level of illumination surrounding the electrical outlet and means for illuminating the light emitting element upon determining the detected level of illumination is below a predetermined level.
 - Greene (6,827,602) although teaching an electrical receptacle with a indicating light source embedded within the receptacle and visible through a window in the receptacle, Greene does not teach the electrical receptacle face plate being transparent or translucent, so that when the light wholly embedded in the receptacle is illuminated, the light from the source is visible through the front face to the outside of the receptacle, in combination with means for detecting a level of illumination surrounding the electrical outlet and means for illuminating the

light emitting element upon determining the detected level of illumination is below a predetermined level.

- Amburgey (2002/0131262) although teaching a night light that is a permanent part of a face plate assembly that fits on a standard electrical box for a double socket or light switch, in one embodiment having a light sensor that replaces the switch to provide automatic on and off for the night light, Amburgey does not teach the electrical receptacle face plate being transparent or translucent, so that when the light wholly embedded in the receptacle is illuminated, the light from the source is visible through the front face to the outside of the receptacle, in combination with means for detecting a level of illumination surrounding the electrical outlet and means for illuminating the light emitting element upon determining the detected level of illumination is below a predetermined level.
- The abovementioned references as well as the other cited prior art of record does not teach a second lighting element producing a second color different from the first color when energized embedded within the receptacle so that light from the second element is visible through a front face of the receptacle to outside the receptacle the second lighting element extending along a periphery of the front face of the receptacle adjacent the first lighting element, a sensor for sensing electrical load, means for comparing a sensed load value with a threshold value and a microprocessor connected to the load comparing means.

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Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anabel M. Ton whose telephone number is (571) 272-2382. The examiner can normally be reached on 08:00-16:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandra O'Shea can be reached on (571) 272-2378. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

AMT

Anabel M Ton
Examiner
Art Unit 2875



Sandra O'Shea
Supervisory Patent Examiner
Technology Center 2800